

DOCKET: CU-4618

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

APPLICANT: Stefan G. PIERZYNOWSKI et al

SERIAL NO: 10/562,953

TITLE: USE OF ALPHA-KETOGLUTARIC ACID FOR THE  
TREATMENT OF MALNUTRITION OR HIGH PLASMA  
GLUCOSE CONDITION

COMPLETION OF PCT/SE2004/001062 filed July 1, 2004

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**

Dear Sir:

This is in response to the Notification of Missing Requirements dated May 8, 2006, a copy of which is attached herewith.

The Office is advised that a Declaration under PCT Rule 4.17 was filed during the PCT international phase of this application. Attached is a copy for the Office's complete information.

Accordingly, it is believed that no additional fee should be deemed necessary as the Declaration was timely filed. However, should such fee be necessary, the Commissioner is authorized to charge our Deposit Account No. 12-0400.

It is therefore believed that all formal requirements of the Office have now been met.


07/11/2006 ATRAN1 00000128 120400 10562953  
01 FC:1617 130.00 DA

July 6, 2006

Date

/1

Respectfully submitted,



Attorney for Applicant

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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/562,953	FIRST NAMED APPLICANT Stefan G. Pierzynowski	ATTY. DOCKET NO. CU-4618 BWH
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 CHICAGO, IL 60604

INTERNATIONAL APPLICATION NO.
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PCT/SE04/01062

I.A. FILING DATE 07/01/2004	PRIORITY DATE 07/01/2003
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CONFIRMATION NO. 8692

371 FORMALITIES LETTER



\*OC000000018707142\*

Date Mailed: 05/08/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 12/30/2005
- Copy of the International Search Report filed on 12/30/2005
- Copy of IPE Report filed on 12/30/2005
- Preliminary Amendments filed on 12/30/2005
- Request for Immediate Examination filed on 12/30/2005
- U.S. Basic National Fees filed on 12/30/2005
- Priority Documents filed on 12/30/2005
- Specification filed on 12/30/2005
- Claims filed on 12/30/2005
- Abstracts filed on 12/30/2005
- Drawings filed on 12/30/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

FREDERICK SMITH

Telephone: (703) 308-9140 EXT 210

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/562,953	PCT/SE04/01062	CU-4618 BWH